

U.S. Department of Justice
United States Marshals Service

PROCESS RECEIPT AND RETURN

A

PLAINTIFF
RICKEY ROBINSON-EL (#K-82958)COURT CASE NUMBER
07 C 6412DEFENDANT
CHARLES PETERSON, ETAL.TYPE OF PROCESS
SUMMONS & COMPLAINT-WAIVE

SERVE { NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN
AT { TERRY L. MCCANN, WARDEN AT STATEVILLE CORRECTIONAL CENTER
 ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)
 P.O. BOX 112 JOLIET, IL 60434

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW

Number of process to be
served with this Form 285

1

 RICKEY ROBINSON - #k-82958
 STATEVILLE CORRECTIONAL CENTER
 P.O. BOX 112
 JOLIET, IL 60434
Number of parties to be
served in this case

8

Check for service
on U.S.A.

X

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN SERVING THE DEFENDANT (Include Business and Alternate Addresses,
All Telephone Numbers, and Estimated Times Available for Service):

FILED

Fold

Fold

J N

JUL 14 2008

Jul 14, 2008

MICHAEL W. DOBBINS

CLERK, U.S. DISTRICT COURT

Signature of Attorney other Originator requesting service on behalf of:

 PLAINTIFF
 DEFENDANT

TELEPHONE NUMBER

DATE

06-06-08

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total
number of process indicated.
(Sign only for USM 285 if more
than one USM 285 is submitted)

Total Process

District of
OriginDistrict to
Serve

Signature of Authorized USMS Deputy or Clerk

R.T.

Date

5-08

No. 24

No. 24

06-06-08

I hereby certify and return that I have personally served, have legal evidence of service, have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the individual, company, corporation, etc. shown at the address inserted below. I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)

 A person of suitable age and discretion
then residing in defendant's usual place
of abode

Address (complete only different than shown above)

Received signed waiver of summons
from T. mccann.

Date

Time

 am
 pm

Signature of U.S. Marshal or Deputy

Service Fee

Total Mileage Charges
including ~~certified~~ mailers

Forwarding Fee

Total Charges

Advance Deposits

Amount owed to U.S. Marshal* or
(Amount of Refund**)

REMARKS:

MAILED WAIVER AND CERTIFIED MAIL ON JUNE 6, 2008 - CERTIFIED MAIL NUMBER : 7007 0710 0000 9548 4787

PRINT 5 COPIES: 1. CLERK OF THE COURT
 2. USMS RECORD
 3. NOTICE OF SERVICE
 4. BILLING STATEMENT*: To be returned to the U.S. Marshal with payment,
 if any amount is owed. Please remit promptly payable to U.S. Marshal.
 5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

United States District Court
Northern District of Illinois

SUMMONS IN A CIVIL ACTION

Rickey Robinson-EL
Plaintiff

CASE NUMBER: 07cv6412

vs.

JUDGE: Virginia M. Kendall

Peterson et al
Defendant

TO: Terry L. McCann

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon plaintiff's attorney:

Name: Rickey Robinson-EL
K-82958

Address: P.O. Box 112

City: Joliet, IL 60434

an answer to the complaint which is herewith served upon you, within [20] days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Michael W. Dobbins, Clerk

RECEIVED
U.S. DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
JUN 6 2008
MICHAEL W. DOBBINS
CLERK
SERIAL NO. 37
ADMITTED
RECEIVED
U.S. DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
JUN 6 2008
MICHAEL W. DOBBINS
CLERK
SERIAL NO. 37

By: Roberto Perez
Deputy Clerk

Dated: June 5, 2008

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me: [^]	DATE	
NAME OF SERVER (Print)	TITLE	
Check one box below to indicate appropriate method of service:		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ 		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____ 		
<input type="checkbox"/> Returned unexecuted: _____ 		
<input type="checkbox"/> Other (specify): _____ 		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>		
<p>Executed on _____</p> <p>Date _____ Signature of Server _____</p> <p>Address of Server _____</p>		
<p>[^]As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.</p>		

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

(DISTRICT)

Waiver of Service of Summons

TO: RICKY ROBINSON-EL (#K-82958)

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, TERRY L. MCCANN

(DEFENDANT NAME)

acknowledge receipt of your request that I waive

service of summons in the action of **RICCKEY ROBINSON-EL VS. CHARLES PETERSON, ETAL.**

(CAPTION OF ACTION)

which is case number **07 C 6412**

(DOCKET NUMBER)

in the United States District Court for the

NORTHERN DISTRICT OF ILLINOIS

(DISTRICT)

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after **JUNE 6, 2008**

(DATE REQUEST WAS SENT)

or within 90 days after that date if the request was sent outside the United States.

6-30-08

DATE



SIGNATURE

Printed/Typed Name: **TERRY MCCANN****As WARDEN**

TITLE

of **STATEVILLE CORRECTIONAL CENTER**

CORPORATE DEFENDANT

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown to its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against the defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me: [^]	DATE	
NAME OF SERVER (Print) <u>Kathy Sandlin</u>	TITLE <u>114 Coop.</u>	
Check one box below to indicate appropriate method of service:		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <u>16830 South Rt. 53</u> <u>Crest Hill, IL</u>		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <hr/>		
<input type="checkbox"/> Returned unexecuted: <hr/>		
<input type="checkbox"/> Other (specify): <hr/> <hr/>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on _____	_____ <u>Kathy Sandlin</u>	
Date	Signature of Server	
<u>16830 South Rt. 53, Crest Hill, IL</u>		
Address of Server		
^As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.		